



DONALD L. WOLFE, Director

# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

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Telephone: (626) 458-5100  
www.ladpw.org

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P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

October 31, 2006

IN REPLY PLEASE

REFER TO FILE: **AS-0**  
**74132**  
**Amendment 3**

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**EAST COUNTY MEDIANS – LANDSCAPE AND MEDIAN MAINTENANCE**  
**SUPERVISORIAL DISTRICTS 1, 4, AND 5**  
**3 VOTES**

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Find that the additional contract work is exempt from the provisions of the California Environmental Quality Act (CEQA).
2. Find that the service contract, as amended, remains cost-effective pursuant to Los Angeles County Code Chapter 2.121.
3. Approve amending Contract No. 74132 with Azteca Landscape to provide for the monthly maintenance of the Fairway Drive Median between Walnut Drive and Colima Road.
4. Authorize Public Works to encumber an additional annual amount of \$12,618 for Contract No. 74132 to increase the annual not-to-exceed amount from \$29,236 to \$41,854 for the last nine months of the current and final contract year starting November 20, 2006.
5. Delegate authority to the Director of Public Works to expend up to 15 percent of the annual contract sum for unforeseen additional work within the scope of the contract, if required.
6. Instruct the Mayor to execute this amendment.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

On August 20, 2002, Agenda 43, your Board awarded Contract No. 74132 with Azteca Landscape, to provide median landscape maintenance services at various locations in the East County. Furthermore, on March 18, 2006, Agenda 46, your Board amended Contract No. 74132 to provide monthly landscaping maintenance services at a newly constructed median on Nogales Street between Colima Road and Pathfinder Road. Lastly, on February 21, 2006, Agenda 46, your Board amended Contract No. 74132 to provide monthly landscaping maintenance of various additional medians and sites in the area through November 20, 2006.

The purpose of this recommended action is to provide the monthly maintenance of the Fairway Drive Medians between Walnut Drive and Colima Road.

### **Implementation of Strategic Plan Goals**

This recommended action is consistent with the County Strategic Plan Goals of Organizational Effectiveness and Fiscal Responsibility. This amendment will continue to utilize the contractor's expertise to effectively provide these landscape maintenance services in a timely, responsive, and cost-effective manner.

### **FISCAL IMPACT/FINANCING**

There will be no impact on net County cost. Based on the contractor's quoted rates, the additional monthly payment will be \$1,402, increasing the total annual maximum sum for Contract No. 74132 by \$12,618 from \$29,236 to \$41,854 for the last nine months of the current final contract year, starting November 20, 2006. Funds are available in Public Works' 2006-07 Road Fund budget.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

This amendment has been executed by the contractor and approved as to form by County Counsel.

This amendment is consistent with the contract's existing terms, specifications, and conditions. Public Works has reviewed the amended contract cost in accordance with method approved by the Auditor-Controller and has determined that this Proposition A contract remains cost-effective at the increased amount in accordance with the requirements of Los Angeles County Code Chapter 2.121. Furthermore, the contractor agrees to pay its full-time employees providing County services a living wage.

The Honorable Board of Supervisors  
October 31, 2006  
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### **ENVIRONMENTAL DOCUMENTATION**

This service is categorically exempt from CEQA as set forth in Sections 15301 (a) and (h) of the State CEQA guidelines.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

The award of this amendment will not result in the displacement of any County employees.

### **CONCLUSION**

Enclosed are three copies of the amendment. Upon approval, please return the Contractor Execute and Department Conform copies to this office. The original Board Execute copy should be retained for your files.

One adopted copy of this letter is requested.

Respectfully submitted,

DONALD L. WOLFE  
Director of Public Works

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Enc. 3

cc: Chief Administrative Office  
County Counsel

AMENDMENT 3 TO CONTRACT NO. 74132

EAST COUNTY MEDIANS – LANDSCAPE AND MEDIAN MAINTENANCE

THIS AMENDMENT, made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2006, by and between the COUNTY OF LOS ANGELES, a subdivision of the State of California, a body corporate and politic (hereinafter referred to as COUNTY) and AZTECA LANDSCAPE, a corporation (hereinafter referred to as CONTRACTOR).

WITNESSETH

WHEREAS, Contract No. 74132 was entered into between the COUNTY and the CONTRACTOR on August 20, 2002, for Median Landscape – East County; and

WHEREAS, in accordance with Part I, Section 2.G, Additional Work, and Part II, Section 3.G, Changes and Amendments of Terms of the Contract, Amendment 1 to Contract No. 74132 was entered into between the COUNTY and the CONTRACTOR on March 18, 2003; and

WHEREAS, in accordance with Part I, Section 2.G, Additional Work, and Part II, Section 3.G, Changes and Amendments of Terms of the Contract, Amendment 2 to Contract No. 74132 was entered into between the COUNTY and the CONTRACTOR on February 21, 2006; and

WHEREAS, in accordance with Part I, Section 2.G, Additional Work, and Part II, Section 3.G, Changes and Amendments of Terms of the Contract, the COUNTY desires that the CONTRACTOR provides monthly landscape maintenance at the Fairway Drive Medians between Walnut Drive and Colima Road; and

WHEREAS, the CONTRACTOR desires to provide the additional service.

NOW, THEREFORE, in consideration of these facts and payment to be made by the COUNTY, the COUNTY and the CONTRACTOR agree that Contract No. 74132 between them shall be amended as follows:

FIRST: The Scope of Work is hereby amended to add monthly landscape maintenance services of the Fairway Drive Medians between Walnut Drive and Colima Road.

SECOND: The COUNTY agrees, in consideration of satisfactory performance of the foregoing services in strict accordance with the Contract specifications to the satisfaction of the Director of Public Works, to pay the CONTRACTOR \$1,402 per month for this additional service, increasing the total annual maximum sum by \$12,618 from \$29,236 to \$41,854 for the last nine months of the current final contract year.

THIRD: This AMENDMENT will become effective November 20, 2006.



IN WITNESS WHEREOF, the COUNTY has, by order of its Board of Supervisors, caused these presents to be subscribed by the Mayor of said Board and the seal of said Board to be affixed and attested by the Clerk thereof, and the CONTRACTOR has subscribed its name by and through its duly authorized officers, as of the day, month, and year first written above.

COUNTY OF LOS ANGELES

By \_\_\_\_\_  
Mayor, Los Angeles County

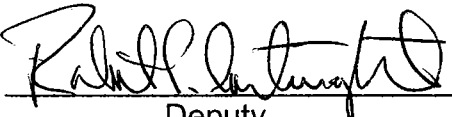
ATTEST:

SACHI A. HAMAI  
Executive Officer of the  
Board of Supervisors of  
the County of Los Angeles


By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:

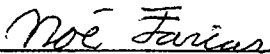
RAYMOND G. FORTNER, JR.  
County Counsel

By   
Deputy

AZTECA LANDSCAPE

By   
Its President

Aurora Farias  
Type or Print Name

By   
Its Secretary

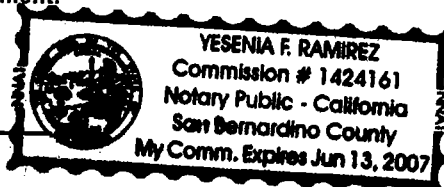
Noé Farias  
Type or Print Name

State of California  
County of San Bernardino  
On Oct 11, 2006 before me Yesenia F. Ramirez, Notary Public  
NAME, TITLE OF OFFICE - e.g. "Jane Doe, Notary Public"  
personally appeared Audra Farias and Noe Farias  
NAME(S) OF SIGNER(S)

☒ personally known to me -OR- ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

[Signature]  
SIGNATURE OF NOTARY



CAPACITY CLAIMED BY SIGNER(S)

☐ INDIVIDUAL(S)  
☒ CORPORATE OFFICER(S)  
Audra Farias and Noe Farias AND  
President and Secretary  
TITLE(S)

☐ PARTNER(S)  
☐ ATTORNEY-IN-FACT  
☐ TRUSTEE(S)  
☐ GARDIAN/CONSERVATOR  
☐ OTHER: \_\_\_\_\_

SIGNER IS REPRESENTING:

NAME OF PERSON(S) OR ENTITY(IES)

Arteca Landscape

ATTENTION NOTARY: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to unauthorized document.

THIS CERTIFICATE  
MUST BE ATTACHED  
TO THE DOCUMENT  
DESCRIBED AT RIGHT:

Title or Type of Document Amendment 3 to Contract No. 74132

Number of Pages 3 Date of Document \_\_\_\_\_

Signer(s) Other Than Named Above Sachin Arora and Raymond A. Fortner Jr.